



UNITED STATES
PATENT AND
TRADEMARK OFFICE

10087190-03 Page 1 of 1

03 Cof
Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/087,190	02/28/2002	Pia M. Challita-Eid	511582003420

Robert K. Cerpa
Morrison & Foerster LLP
Suite 500
3811 Valley Centre Drive
San Diego, CA 92130

CONFIRMATION NO. 7796
FORMALITIES LETTER



OC000000009558109

Date Mailed: 02/25/2003

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 01/28/2003 to the Notice to File Missing Parts (Notice) mailed 10/28/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) 10 & 11.

*A copy of this notice **MUST** be returned with the reply.*

MM
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



RECEIVED MAR 25 2003

PTO/SB/21 (08-00)

Approved for use through 10/31/02. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

13

Application Number

10/087,190

Filing Date

28 February 2002

First Named Inventor

Pia M. CHALLITA-EID, et al.

Group Art Unit

3749

Examiner Name

To be assigned

ENCLOSURES (check all that apply)

Fee Transmittal Form

Assignment Papers

After Allowance Communication to Group

Fee Attached

Drawing(s) Figures 10, 11 and 13

Appeal Communication to Board of Appeals and Interferences

Amendment / Reply

Licensing-related Papers

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

After Final

Petition

Proprietary Information

Affidavits/declarations

Petition to Convert to a Provisional Application

Status Letter

Extension of Time Request

Change of Correspondence Address

Other Enclosure(s) (please identify below):

1. Copy of Notice of Incomplete Reply

2. Return Postcard

Express Abandonment Request

Terminal Disclaimer

Information Disclosure Statement, PTO Form 1449, References

Request for Refund

Certified Copy of Priority Document(s)

CD, Number of CD(s) _____

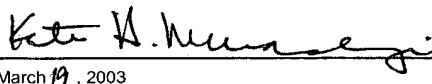
Response to Missing Parts/ Incomplete Application

Remarks

Response to Missing Parts under 37 C.F.R. 1.52 or 1.53

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

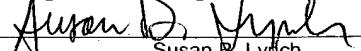
Firm or Individual Name	Kate H. Murashige Reg. No. 29,959 Morrison & Foerster LLP 3811 Valley Centre Drive, Suite 500, San Diego, California 92130
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Signature	
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Date	March 19, 2003
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CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231, on March 19, 2003.



Susan B. Lyle

sd-129561
sd-137516

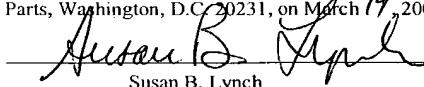


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PATENT
Docket No. 511582003420

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Susan B. Lynch

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Pia M. CHALLITA-EID, et al.

Serial No.: 10/087,190

Filing Date: February 28, 2002

For: NUCLEIC ACID AND
CORRESPONDING PROTEIN
ENTITLED 121P1F1 USEFUL IN
TREATMENT AND DETECTION OF
CANCER

Examiner: To Be Assigned

Group Art Unit: 3749

RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Notice Of Incomplete Reply (Nonprovisional) mailed February 25, 2003. The period of reply remains as set forth in the Notice To File Missing Parts Of Nonprovisional Application mailed October 28, 2002. Applicants' response to the Notice To File Missing Parts Of Nonprovisional Application was mailed on January 28, 2003, accompanied with a request and petition for extension of time from December 28, 2002 to January 28, 2003.

Therefore, Applicants enclose a petition and request a further extention of time, to March 28, 2003.

Enclosed are three (3) substitute sheets of drawings for Figures 10, 11, and 13, in connection with the above-identified application. The Figures have been corrected to comply with the margin requirements as required by 37 CFR 1.84(g). Applicants respectfully request the entry of these amendments.

In the unlikely event that the transmittal letter is separated from this request and the U.S. Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing to our **Deposit Account No. 03-1952**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: March 19, 2003

By:

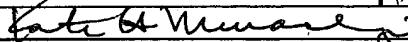


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Registration No. (29,959)

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		Approved for use through 10/31/2002. OMB 0651-0092 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE PTO/SB/17 (09-02)											
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.													
 FEE TRANSMITTAL FOR FY 2002 <small>Patent fees are subject to annual revision.</small>		Complete if Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">10/087,190</td> </tr> <tr> <td>Filing Date</td> <td>28 February 2002</td> </tr> <tr> <td>First Named Inventor</td> <td>Pla M. CHALLITA-EID, et al.</td> </tr> <tr> <td>Examiner Name</td> <td>To Be Assigned</td> </tr> <tr> <td>Group Art Unit</td> <td>3749</td> </tr> </table>		Application Number	10/087,190	Filing Date	28 February 2002	First Named Inventor	Pla M. CHALLITA-EID, et al.	Examiner Name	To Be Assigned	Group Art Unit	3749
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TOTAL AMOUNT OF PAYMENT		(\$ 410.00)	Attorney Docket No. 511582003420										

METHOD OF PAYMENT					FEE CALCULATION (continued)																																																																																																																																																																																																																																	
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number 03-1952 Deposit Account Name Morrison & Foerster LLP <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					3. ADDITIONAL FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Large Fee Code</th> <th style="width: 15%;">Entity Fee (\$)</th> <th style="width: 15%;">Small Fee Code</th> <th style="width: 15%;">Entity Fee (\$)</th> <th style="width: 50%;">Fee Description</th> <th style="width: 10%;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td>465</td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td colspan="5" style="text-align: center;">SUBTOTAL (1) (\$ 0)</td><td></td></tr> <tr> <td colspan="5"> 2. 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SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	Kate H. Murashige		Registration No. (Attorney/Agent)	29,959
Signature			Telephone	(858) 720-5112
Date				March / 9, 2003

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